IN THE HIGH COURT OF BOMBAY AT GOA

WRIT PETITION NO. 515 OF 2007

SMT. UMABAI A. DUBASH THROUGH ATTORNEY CAPT. N. B. JAMNERKAR ... Petitioner

Versus

VILLAGE PANCHAYAT OF ARPORA - NAGOA THROUGH SECRETARY AND 3 ORS., ... Respondents

Mr. Valmiki Menezes, Advocate for the petitioner.
Mr. S. R. Rivonkar, Government Advocate for the respondents No. 2 and 4.

Coram:- R.M.S. KHANDEPARKAR & R. S. MOHITE, JJ.

Date:- 25th October, 2007

P.C.

Learned Advocate for the Goa Coastal Zone Management Authority (GCZMA) has placed on record a show cause notice dated 23.10.2007 issued to the party who alleged to have carried out the illegal construction. The learned Advocate for the GCZMA has stated that the electricity supply to the alleged offending structure has already been disconnected.

2. Learned Advocate for the petitioner states that the Village Panchayat, however, has failed to take appropriate action in terms of Goa Panchayat Raj Act.

3. In view of the fact that the GCZMA is already seized with the matter and has issued the necessary notice to the concerned party and has decided to take appropriate action in the matter as it finds appropriate, we do not find it appropriate to interfere in the matter at this stage. As regards

the Panchayat's case, needless to observe that in case the alleged construction is illegal, the Panchayat is required to take appropriate action in that regard. With these observations, the petition is rejected. The petitioner may approach this Court in case the need arises in the matter.

R.M.S. KHANDEPARKAR, J.

R. S. MOHITE, J.

ssm.